

**Before the
Federal Communications Commission
Washington, DC 20554**

In the Matter of)	
)	
Petition for Reconsideration of a)	
Decision of the)	
Wireline Competition Bureau by)	
)	
Davidson County Schools)	File No. SLD-236032
Lexington, North Carolina)	
)	
Schools and Libraries Universal Service)	CC Docket No. 02-6
Support Mechanism)	

ORDER

Adopted: December 6, 2010

Released: December 6, 2010

By the Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau:

1. In this order, we dismiss a petition for reconsideration filed by Davidson County Schools, Lexington, North Carolina (Davidson).¹ Davidson seeks review of the Wireline Competition Bureau's November 27, 2002 order affirming a decision made by the Universal Service Administrative Company (USAC) to deny funding because Davidson failed to file an appeal on time after filing its FCC Form 471 application outside the funding window.² On July 10, 2006, Davidson filed the instant petition for reconsideration.³

2. Petitions for reconsideration must be filed within 30 days of public notice of the action.⁴ For non-rulemaking documents released by the Commission or staff, the date of public notice is the release date.⁵ The release date of the decision that Davidson seeks to have reviewed was November 27, 2002.⁶ Davidson's petition for reconsideration was filed with the Commission July 6, 2006.⁷ We therefore dismiss the petition for reconsideration because it is untimely.

¹ Letter from Sue Whitman, Davidson County Schools, to the Office of the Secretary, Federal Communications Commission, filed July 10, 2006 (Petition for Reconsideration).

² *Request for Review of the Decision of the Universal Service Administrator by Davidson County Schools*, File No. SLD-236032, CC Docket Nos. 96-45 and 97-21, Order, 17 FCC Rcd 23835 (Wireline Comp. Bur. 2002) (*Davidson County Schools Order*). Parties may seek review of a final action taken pursuant to delegated authority from the Commission. 47 C.F.R. § 1.115(a).

³ Petition for Reconsideration at 1.

⁴ 47 C.F.R. § 1.106(f).

⁵ 47 C.F.R. § 1.4(b)(2).

⁶ *Davidson County Schools Order*, 17 FCC Rcd at 23835.

⁷ Petitioner for Reconsideration at 12.

3. ACCORDINGLY, IT IS ORDERED, pursuant to authority contained in sections 1-4 and 254 of the Communications Act, as amended, 47 U.S.C. §§ 151-154 and 254, and pursuant to authority in sections 0.91, 0.291, 1.3, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, 1.3, and 54.722(a), that the petition for reconsideration filed by Davidson County Schools, Lexington, North Carolina, IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Gina Spade
Deputy Chief
Telecommunications Access Policy Division
Wireline Competition Bureau